

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA,

NO. 3:97-CR-0023

v.

(JUDGE CAPUTO)

WILLIAM R. JENKINS,

Defendant.

ORDER

NOW, this 15th day of December, 2017, **IT IS HEREBY ORDERED** that:

- (1) Defendant's Motion to Correct Sentence under 28 U.S.C. § 2255 (Doc. 152) is **DISMISSED without prejudice** as time-barred.
- (2) A certificate of appealability **shall issue** as to whether *United States v. Johnson*, 135 S. Ct. 2551 (2015) "newly recognize[s]" a right for Defendant under 28 U.S.C. § 2255(f)(3).
- (3) The Clerk of Court is directed to mark the case as **CLOSED**.

/s/ A. Richard Caputo

A. Richard Caputo
United States District Judge